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Docket No.: 22941/1

#6

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**APPLICANT:** Anatoly Yakovlevich Stolyarevsky  
**EXAMINER:** Not yet assigned **GROUP ART UNIT:** 1724  
**SERIAL NO.:** 10/064,924 **CONFIRMATION NO:** 2347  
**FILED:** August 29, 2002  
**FOR:** *Gas Storage Capsule and Method for Filling Said Capsule*

**CERTIFICATE OF MAILING**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Office of Initial Patent Examination's Filing Receipt Corrections, Assistant Commissioner for Patents, Washington D.C. 20231 on:

By:

*Deborah Celeste*  
Deborah Celeste

*February 18, 2003*  
Date

Office of Initial Patent Examination's Filing Receipt Corrections  
Assistant Commissioner for Patents  
Washington D.C. 20231

**SECOND REQUEST FOR CORRECTION OF FILING RECEIPT**

Sir:

An error was noted on the Official Filing Receipt for the above-referenced Patent Application for which a Request for Correction of Filing Receipt was submitted on November 6, 2002 (copy enclosed). The error was as follows:

**Domestic Priority Data as Claimed by Applicant:**

Should read:

**This Application claims the benefit of an earlier filing date of PCT/RU01/00083 filed on February 26, 2001, and designating the U.S. and having a priority date of February 29, 2000, from RU2000104684.**

35 U.S.C. §365(c) states that "In accordance with the conditions and requirements of section 120...a national application shall be entitled to the benefit of the filing date of a prior

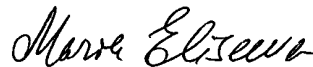
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international application designating the United States..." Under 35 U.S.C. §120 a national application can claim the benefit of an earlier filing date of a copending PCT application designating the U.S. Enclosed is a copy of Form PCT/IB/332 copending with the present application on its filing date showing designation of the U.S. Applicant correctly claimed domestic priority to PCT/IB/332 in the Application Data Sheet and the first sentence of the application. The appropriate correction of the filing receipt is now requested.

PCT/IB/332, in turn, claims priority from RU2000104684 filed on 02/29/2000, which should be reflected in the chain of priority dates. The present application does not claim priority directly from RU2000104684, but the PCT application does, which should be reflected in the filing receipt.

Applicant respectfully requests that the Office of Initial Patent Examination issue a corrected Filing Receipt to show correct priority information.

Respectfully submitted,



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Dated: February 10, 2003  
#1176606 - 22941/1

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## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, DC 20231  
www.uspto.gov

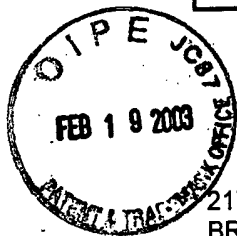
APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
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10/064,924

08/29/2002

Anatoly Yakovlevich  
Stolyarevsky

22941-1



21710

BROWN, RUDNICK, BERLACK & ISRAELS, LLP.  
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ONE FINANCIAL CENTER  
BOSTON, MA 02111

CONFIRMATION NO. 2347



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Date Mailed: 12/11/2002]

### RESPONSE TO REQUEST FOR CORRECTED FILING RECEIPT

#### Domestic Continuity and Foreign Priority

In response to your request for a corrected Filing Receipt, the Office is unable to comply with the request because:

- ☐ The priority or continuity claim has not been entered because it was not filed during the required time period. Applicant may wish to consider filing a petition to accept an unintentionally delayed claim for priority. See 37 CFR 1.55 or 1.78.
- ☐ Continuity claimed under 35 U.S.C. § 120 cannot be added to the Filing Receipt without the applicant supplying the relationship (continuation, divisional, or continuation-in-part) in an Application Data Sheet or amendment to the first page of the specification.
- ☐ A claim for priority cannot be made based on an application filed after the application making the claim.
- ☐ Domestic benefit and foreign priority claims will not be captured in a provisional application. A provisional application is not entitled to a right of priority or to the benefit of an earlier filing date of any other application. See 35 U.S.C. § 111(b)(7) and 37 CFR 1.53(c)(4).
- ☐ A domestic continuity claim cannot be made to a foreign application and the filing receipt will only list the foreign country, application number, and filing date.
- ☐ Foreign priority will appear on the Filing Receipt in the following order:  
**Country, Application number, Filing date.**

☐ This application is the result of a conversion from a provisional application. Priority based on such application cannot be made since it no longer exists as a provisional application.

☒ The application(s) to which priority is claimed were filed over a year prior to the filing date of this application. Therefore, the referenced application(s) cannot be claimed as domestic or foreign priority. PCT/RU01/00083, 02/26/01 & RU2000104684, 02/29/2000

☐ To change the benefit claim of a U.S. prior-filed application, applicant must amend the first sentence of the specification (if the benefit claim is referenced in the specification), or provide a supplemental application data sheet (ADS) (if the benefit claim was submitted in an ADS), with the desired benefit claim. Note that once a benefit claim is deleted, applicant will not be able to claim such prior-filed application again, if the above-identified application was filed on or after November 29, 2000.

☐ To change a foreign priority claim, applicant must submit a supplemental oath or declaration (if the priority claim is referenced in the oath or declaration), or a supplemental application data sheet (ADS) (if the priority claim was submitted in an ADS), with the desired priority claim. If a supplemental ADS is submitted, any deletions should be shown with strikeouts. Note that once a priority claim is deleted, applicant will not be able to claim such foreign application again, if the above-identified application was filed on or after November 29, 2000.

T Segevredy  
Customer Service Center  
Office of Initial Patent Examination  
(703) 308-1202

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## PATENT COOPERATION TREATY

PCT/RU01/00083

**PCT****INFORMATION CONCERNING ELECTED  
OFFICES NOTIFIED OF THEIR ELECTION**

(PCT Rule 61.3)

From the INTERNATIONAL BUREAU

To:

WORLD LABORATORY COMPLEX  
TECHNOLOGY AND ENERGOTECHNOLOGICAL  
SYSTEM CENTER "CORTES"  
ul. Maximova, 4  
Moscow, 123098  
FÉDÉRATION DE RUSSIE

<b>Date of mailing (day/month/year)</b> 07 November 2001 (07.11.01)		
<b>Applicant's or agent's file reference</b>		
<b>IMPORTANT INFORMATION</b>		
<b>International application No.</b> PCT/RU01/00083	<b>International filing date (day/month/year)</b> 26 February 2001 (26.02.01)	<b>Priority date (day/month/year)</b> 29 February 2000 (29.02.00)
<b>Applicant</b> WORLD LABORATORY COMPLEX TECHNOLOGY AND ENERGOTECHNOLOGICAL SYSTEM CENTER "CORTES" et al		

1. The applicant is hereby informed that the International Bureau has, according to Article 31(7), notified each of the following Offices of its election:

EP :AT,BE,CH,CY,DE,DK,ES,FI,FR,GB,GR,IE,IT,LU,MC,NL,PT,SE,TR  
National :US

2. The following Offices have waived the requirement for the notification of their election; the notification will be sent to them by the International Bureau only upon their request:

None

3. The applicant is reminded that he must enter the "national phase" **before the expiration of 30 months from the priority date** before each of the Offices listed above. This must be done by paying the national fee(s) and furnishing, if prescribed, a translation of the international application (Article 39(1)(a)), as well as, where applicable, by furnishing a translation of any annexes of the international preliminary examination report (Article 36(3)(b) and Rule 74.1).

Some offices have fixed time limits expiring later than the above-mentioned time limit. For detailed information about the applicable time limits and the acts to be performed upon entry into the national phase before a particular Office, see Volume II of the PCT Applicant's Guide.

The entry into the European regional phase is postponed **until 31 months from the priority date** for all States designated for the purposes of obtaining a European patent.

<b>The International Bureau of WIPO</b> 34, chemin des Colombettes 1211 Geneva 20, Switzerland	<b>Authorized officer:</b>  ENGER Charlotte
Facsimile No. (41-22) 740.14.35	Telephone No. (41-22) 338.83.38

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## APPLICATION DATA SHEET

Electronic Version 0.0.11

Stylesheet Version: 1.0

Attorney Docket Number: 22941-1

Publication Filing Type:

new-utility

Application Type:

utility

Title of Invention:

GAS STORAGE CAPSULE AND METHOD FOR FILLING SAID CAPSULE

Customer Number Correspondence Address:

21710

\*21710\*

Continuity Data:

This application is a continuation of PCT/RU01/00083 A1 2001-02-26 WO copending

**INVENTOR(s):**

Primary Citizenship:

Russian

Given Name:

Anatoly

Middle Name:

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Family Name:

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# Declaration and Power of Attorney For Patent Application

## English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**GAS STORAGE CAPSULE AND METHOD FOR FILLING SAID CAPSULE**

the specification of which

(check one)

☒ is attached hereto.

☐ was filed on \_\_\_\_\_ as United States Application No. or PCT International Application Number \_\_\_\_\_ and was amended on \_\_\_\_\_ (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate; or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)

☐  
☐  
☐

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

_____	_____
(Application Serial No.)	(Filing Date)
_____	_____
(Application Serial No.)	(Filing Date)
_____	_____
(Application Serial No.)	(Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

PCT/RU01/00083	February 26, 2001	Pending
_____	_____	_____
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
_____	_____	_____
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
_____	_____	_____
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.



**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. *(list name and registration number)*

All of Brown Rudnick Berlack Israels, LLP

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David D. Lowry, Reg. No. 38,538

Mark S. Leonardo, Reg. No. 41,433

Peter B. Sorell, Reg. No. 44,349

Barry C. Nelson, Reg. No. 46,951

Joseph P. Quinn, Reg. No. 45,029

John C. Serio, Reg. No. 39,238

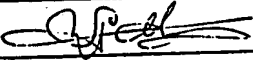
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Maria M. Eliseeva, Esq., 617-856-8340

Full name of sole or first inventor	Anatoly Yakovlevich Stolyarevsky	
Sole or first inventor's signature		Date 05/06/02
Residence	123098, Moscow, Marshala Novikova, d. 19/1, kv. 6	
Citizenship	Russia	
Post Office Address	Same as Above	

Full name of second inventor, if any	Date
Second inventor's signature	
Residence	
Citizenship	
Post Office Address	